THE HON'BLE SRI JUSTICE BILAL NAZKI

WRIT PETITION NO.14792 OF 2000

Date:07-06-2006

Between:

A.K.Gopalan … Petitioner

And

Osmainia University and others … Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI

WRIT PETITION NO.14792 OF 2000

O R D E R:

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In this writ petition, notice issued on 18-07-2000 in C.C. No.17 of 2000 by the Court of Principal Special Judge for SPE & ACB Cases-cum-IV-Additional Chief Judge, City Civil Courts, Hyderabad, has been challenged. It appears that a charge sheet has been filed against the petitioner and summons have been issued by the learned Special Judge. These summons are impugned in this writ petition, solely, on the ground that since the petitioner had retired from service with effect from 31-08-1993, the Anti Corruption Bureau had no power or jurisdiction to proceed against him under the Prevention of Corruption law. There are serious allegations against the petitioner and the charge sheet has already been filed in the year 2000. Therefore, whatever the defences the petitioner had, that could be taken by him before the trial Court itself, but on the other hand, he approached this Court and obtained stay in the year 2000 and stalled the proceedings for the last six years. In this view of the matter, the writ petition is dismissed. The petitioner is at liberty to take all defences that may be available to him in law while defending himself before the Court below. No order as to costs.

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(Bilal Nazki,J)

Dated 7th June, 2006
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